

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

CRIMINAL NO. 3:07CR52

UNITED STATES OF AMERICA,)
)
Plaintiff,)
v.)
)
TICO BYNUM,)
)
Defendant.)

**CONSENT ORDER AND
JUDGMENT OF FORFEITURE**

BASED UPON the terms of the plea agreement between the United States of America and defendant, and finding that there is a substantial nexus between the property listed in the plea agreement and the offense(s) to which the defendant has pled guilty and that the defendant has or had a legal interest in the property, IT IS HEREBY ORDERED THAT:

1. The following property is forfeited to the United States pursuant to 18 U.S.C. § 982, 21 U.S.C. § 853, 26 U.S.C. § 5872, and/or 28 U.S.C. § 2461(c):

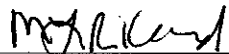
any ownership right in all items seized during the investigation of the acts alleged in the Bill of Information (Plea Agree., Para. 23).

2. The United States Marshal and/or other property custodian for the investigative agency is authorized to take possession and maintain custody of the above-described tangible property;

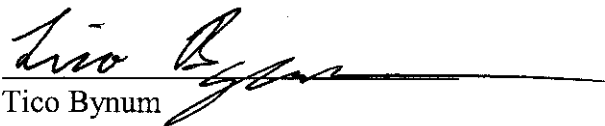
3. This order shall constitute the final order and judgment of forfeiture, as provided by Fed. R. Crim. P. 32.2(c)(2), and the United States shall have clear title to the property, and shall dispose of the property according to law.

4. The parties stipulate and agree that the aforementioned asset constitutes property derived from or traceable to proceeds of defendant's crime(s) herein or property used in any manner to facilitate the commission of such offense(s) and is therefore subject to forfeiture pursuant to 18 U.S.C. § 982, 21 U.S.C. § 853, 26 U.S.C. § 5872, and/or 28 U.S.C. § 2461(c) or is a substitute *res* for such property. The defendant hereby waives the requirements of Fed. R. Crim. P. 32.2 and 43(a) regarding notice of the forfeiture in the charging instrument, announcement of the forfeiture at sentencing, and incorporation of the forfeiture in the judgment against defendant.


GRETCHEN C. F. SHAPPERT
UNITED STATES ATTORNEY



Melissa L. Rikard
Assistant United States Attorney




Tico Bynum
Defendant



Mary Rogers
Attorney for Defendant

Signed this the 1st day of April, 2008.



ROBERT J. CONRAD
CHIEF UNITED STATES DISTRICT JUDGE